

7422.0300 MOTORCYCLE ROAD GUARD CERTIFICATE; QUALIFICATIONS.

Subpart 1. **Statutory requirements.** An applicant for a motorcycle road guard certificate must meet the requirements under Minnesota Statutes, section 171.60, subdivision 2.

Subp. 2. **Review of driving record.** The commissioner shall review the driving record of an applicant for a motorcycle road guard certificate upon initial application.

A. An applicant who does not have a Minnesota driver's license shall submit to the commissioner a certified copy of the applicant's driving record from the United States state where the applicant is licensed.

B. An applicant whose Minnesota driving record dates back less than five years from the date of the application must submit a certified copy of the applicant's driving record from the previous jurisdiction in which the applicant was licensed so that the commissioner can review five years of an applicant's driving record.

C. The commissioner shall accept and review a driving record with fewer than five years in the case where an applicant's age, at the time of an applicant's driver's license issuance, results in a driving record that contains fewer than five years.

D. A certified copy of a driving record submitted under this part must be dated no earlier than 30 days before the commissioner receives it.

Subp. 3. **Prior driving convictions, violations, and incidents.** No applicant for a motorcycle road guard shall have:

A. more than two petty misdemeanor convictions for any moving violation under Minnesota Statutes, chapter 169, or an equivalent violation from another state, for 24 months preceding the date of application;

B. any qualified prior impaired driving incident, or an equivalent violation from another state, for five years preceding the date of application;

C. any conviction under Minnesota Statutes, section 169.13, or an equivalent violation from another state, for five years preceding the date of application; and

D. any conviction under Minnesota Statutes, section 609.21, or an equivalent violation from another state.

Subp. 4. **Hearing.** An applicant must be able to speak and hear well enough to conduct a normal verbal conversation with another person at a distance of five feet, with or without a hearing aid.

Subp. 5. **Vision.** An applicant must be able to meet the vision requirements to obtain an unrestricted class D license, except that the restriction of corrective lenses enabling the applicant to meet the vision requirement is an acceptable restriction.

Subp. 6. **Vehicle insurance coverage.** An applicant must maintain vehicle insurance coverage pursuant to Minnesota Statutes, section 169.791.

Subp. 7. **Continuing requirements.**

A. Once certified, a motorcycle road guard must:

- (1) remain in compliance with subparts 1 to 6;
- (2) authorize the commissioner to annually review the motorcycle road guard's driving record; and
- (3) submit a certified copy of the motorcycle road guard's driving record to the commissioner one year after the date of initial certification if the motorcycle road guard is not a Minnesota resident.

B. Any physical or mental disability of a motorcycle road guard that interferes with the safe operation of a motor vehicle under Minnesota Statutes, section 171.04 or 171.13, is governed under parts 7410.2100 to 7410.3000.

Statutory Authority: *MS s 171.60*

History: *39 SR 157*

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